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3 UNITED STATES DISTRICT COURT  
4 WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 MATTHEW SILVA,

7 Plaintiff,

8 v.

9 ROB McKENNA, JOHN S. BLONIEN,  
10 DOUGLAS CARR, KIMBERLY  
11 FRINELL, AMANDA MIGCHELBRING,  
12 ELDON VAIL, DAN PACHOLKE,  
13 STEVE SINCLAIR, CHRIS BOWMAN,  
14 CHUCK PEASE, OFFICIAL JURGENSEN,  
15 LINDA MICHAEL, DAVID S. ROBERTS,  
16 TAMARA ROWDEN, RONALD  
17 FREDERICK, DEVON SCHRUM, LORI  
18 SCAMAHORN, DENNIS DAHNE, KERRI  
19 McTARSNEY, CORYDON WHALEY,  
CLINT MAY, CHERYL SULLIVAN,  
VANESSA COLEMAN, TIMOTHY LANG,  
HEIDI HOLLAND, DANIEL JUDGE, PAT  
GLEBE, JEFFREY UTTECHT, CHARLES  
JONES, GREGORY F. JONES, NORMAN  
GOODENOUGH, SCOTT FRAKES, MARK  
MILLER, MELINDA FERRELL, HAROLD  
ARCHIBALD, and ROD ASKELSON,

20 Defendants.

No. C11-5629 RBL/KLS

ORDER STRIKING NOTING DATE OF  
MOTION FOR SECOND TEMPORARY  
RESTRAINING ORDER

21 On March 12, 2012, Plaintiff Matthew G. Silva filed a Second Motion for  
22 “TRO/Preliminary Injunction”. ECF No. 70. The matter was noted for the Court’s consideration  
23 on April 6, 2012. On April 6, 2012, Plaintiff filed a motion requesting that the Court stay its  
24 consideration of this motion pending attempted mediation by the Washington State Department  
25 of Corrections contract attorney. ECF No. 79.  
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Accordingly, the Court **ORDERS:**

ORDER - 1

(1) Plaintiff's motion to stay (ECF No. 79) is **DENIED**. However, the noting date of Plaintiff's motion (ECF No. 70) shall be **STRICKEN** from the Court's docket. Plaintiff may **re-note** his motion by serving a written notice on the Clerk and opposing counsel. Plaintiff need only file the written notice, it is not necessary to re-file his entire motion and supporting documents. The motion may be scheduled on the Court's calendar for the third Friday after filing and service of the notice.

(2) The Clerk is directed to send copies of this Order to Plaintiff.

**DATED** this 13th day of April, 2012.

  
Karen L. Strombom  
United States Magistrate Judge